

Message Text

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17

ACTION IO-11

INFO OCT-01 EUR-12 ISO-00 CAB-05 CIAE-00 COME-00 DODE-00

DOT-00 EB-07 INR-07 NSAE-00 FAA-00 L-03 SS-15 H-02

PA-02 PRS-01 USIA-15 NEA-10 AF-06 ARA-10 /107 W

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R 292107Z JAN 76

FM AMCONSUL MONTREAL

TO SECSTATE WASHDC 7210

UNCLAS MONTREAL 109

E. O. 11652: N/A

TAGS: PORG, EAIR, ICAO

SUBJ: ICAO: AIR TRANSPORT CTE CONSIDERATION UNLAWFUL INTERFERENCE

MEASURES (ATOB-87-4)

1. RE C/WP 6295, APPENDIX B, SECRETARIAT COMMENTED THAT SUGGESTION BY FRANCE TO AMEND TEXT OF THE STANDARD 9.2 TO READ "AIRCRAFT ENGAGED IN CARRIAGE OF PASSENGERS" WOULD APPEAR TO CLARIFY THE INTENT OF THIS PROVISION.

2. GERMANY DID NOT AGREE AND PREFERRED THE ORIGINAL TEXT WHICH WAS MUCH BROADER. US HELD SIMILAR POINT OF VIEW. INDIA WAS OF SAME OPINION. ITALY COULD GO EITHER WAY.

3. FRANCE STATED IT WOULD NOT INSIST ON THE NEW TEXT, BUT SENEGAL PROPOSED "COMPROMISE": THAT FRENCH 9.2 AMENDMENT BE INCORPORATED IN STANDARD 9.2 AND THAT ALL OTHER AIRCRAFT BE COVERED IN A RECOMMENDED PRACTICE FOLLOWING THE STANDARD. PROPOSAL CARRIED 18 FOR (US), 1 AGAINST (SWEDEN) AND 3 ABSTENTIONS. SWEDEN WANTED THE RECORD TO SHOW THAT THIS SUBJECT SHOULD BE DISCUSSED AT FAL DIVISION. HE EXPRESSED SIMILAR SENTIMENT ON PARA 9.5. MATTER WILL NOW BE REFERRED TO CTE ON UNLAWFUL INTERFERENCE AND COUNCIL.

4. FYI: IF US HAD PUSHED TO RETAIN BROAD LANGUAGE AS STANDARD, RESULTING "COMPROMISE" PROBABLY WOULD HAVE BEEN DOWNGRADING UNCLASSIFIED

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ENTIRE TEXT TO R.P. FRENCH CONCERN NOT CLEAR BUT SEEMED TO

BE THAT ALL "AIRCRAFT" INCLUDED CARGO, AIR TAXI, CHARTER, GENERAL AVIATION AND THIS WOULD PLACE UNDUE BURDEN ON SMALL AIRPORTS ETC. TO TAKE EXPENSIVE PRECAUTIONARY MEASURES. (THIS WAS CERTAINLY SENEGAL'S THEME.) FRANCE (& SWEDEN) WITH SOME JUSTIFICATION, MENTIONED THAT ANNEX 9 IS THE FACILITATION ANNEX, ESPECIALLY DIRECTED TOWARD FACILITATING MOVEMENT OF PASSENGERS AND SHOULD NOT CONTAIN RESTRICTIVE/LIMITING SECURITY PRECAUTIONS. END FYI.

5. DURING DISCUSSION USREP REFERRED TO QUALIFYING PHRASE "BY ANY MEANS WHATEVER" AS PROVIDING LEEWAY RE MEASURES USED. FRANCE ASKED SECRETARIAT WHETHER THIS PHRASE APPLIED TO THE "INTRODUCTION" OF WEAPONS, OR THE "PROHIBITING OF." SECRETARIAT RECALLED THAT IT APPLIED TO "INTRODUCTION." USREP ASKED THIS BE PUT ON RECORD.

6. RE IFALPA, SUGGESTION IN PRESENT 9.3, AFTER A BRIEF DISCUSSION, AND A PARTICULARLY STRONG REACTION FROM BRAZIL, IT WAS AGREED THAT THIS MATTER WOULD GO TO THE CTE ON UNLAWFUL INTERFERENCE AND THEY IN TURN COULD CONSULT STATES FOR THEIR COMMENTS. THIS PASSED 9 FOR (US), 1 AGAINST (BRAZIL), AND 3 ABSTENTIONS.

7. ON QUESTION OF NEW PARA 9.5, THIS WAS APPROVED AS SHOWN UNDER ACTION PROPOSED BY SECRETARIAT. SWEDEN REGISTERED OPPOSITION FOR REASON STATED ABOVE.

8. FYI. FRANCE CONTINUES ITS CONSISTENT THREE YEAR RECORD OF FRUSTRATION AND FOULING UP SECURITY MEASURES EFFORTS. END FYI. HARPER

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